

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

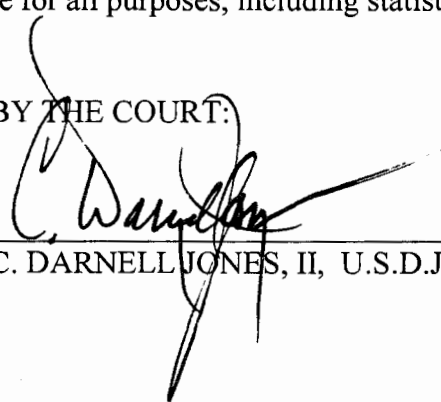
GREGORY SMITH,	:	CIVIL ACTION
	:	
Petitioner,	:	NO. 11-5144
	:	
v.	:	
	:	
TABB BICKELL, <i>et al.</i> ,	:	
	:	
Respondents.	:	

**ORDER**

AND NOW, this 15th day of October, 2012, upon consideration of the Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2254; the thoughtful and well-prepared Report and Recommendation by U.S. Magistrate Judge Arnold C. Rapoport, and Petitioner's Objections thereto, it is hereby ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The Petition for Writ of Habeas Corpus is DISMISSED without an evidentiary hearing.
3. A certificate of appealability should not issue because Petitioner has failed to show that a reasonable jurist could conclude that the Court is incorrect in dismissing the Petition.
4. The Clerk of Court shall close this case for all purposes, including statistics.

BY THE COURT:

  
C. DARNELL JONES, II, U.S.D.J.